

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division**

DONNA K. SOUTTER and TONY LEE WEBB,
*for themselves and on behalf of others similarly
situated individuals,*

Plaintiffs,

v.

EQUIFAX INFORMATION SERVICES, LLC,

Defendants.

Civil Action No. 3:10cv107-REP

**PLAINTIFF’S MEMORANDUM IN SUPPORT OF UNCONTESTED MOTION
OF PLAINTIFF TONY LEE WEBB TO SEVER CASE
AND TRANSFER TO EASTERN DISTRICT OF PENNSYLVANIA**

Plaintiff Tony Lee Webb asks the Court with the support and agreement of Defendant Equifax Information Services, LLC to sever his case from that of Donna K. Soutter and then transfer the case to the United States District Court for the Eastern District of Pennsylvania.

Mr. Webb’s action is nearly identical to that first prosecuted as a Pennsylvania-only class action and against Equifax in *Chakejian v. Equifax Information Services LLC*, E.D. Pa. Civ. No. 07-2211 and then in the United States District Court for the Eastern District of New Jersey in *Summerfield v. Equifax Information Services LLC*, D.N.J. Civ. No. 08-1450. The former was scheduled for trial in mid-June and during that trial a proposed settlement was reached between Equifax and the Plaintiffs in these three cases to

encompass a three-state class settlement. District Court Judge Brody of the Eastern District of Pennsylvania has overseen the litigation of *Chakejian*, the first filed and most extensively litigated case and the parties make the present motion in order to consolidate this and the *Summerfield* case in her Court and thus streamline and unify the Rule 23 settlement approval and notice process.

**DONNA K. SOUTTER and TONY LEE
WEBB, *for themselves and on behalf of
others similarly situated individuals,***

/s/

Leonard A. Bennett, Esq.

VSB #37523

Attorney for Plaintiff

CONSUMER LITIGATION

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CERTIFICATE OF SERVICE

I hereby certify that on this 14th day of July 2010, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing (NEF) to the following:

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